

Affidavits - New York Tax Law - Article 11 - Section 255 - Negative Amortization

State of _____ }
County of _____ }ss:

_____, being duly sworn, deposes and says that he is over the age of twenty-one years and is the General partner of _____, a New York limited partnership, (hereinafter called "Owner") having a office and place of business located _____ New York, New York, and alleges upon information and belief as follows:

That _____, ("Lender") is the owner and holder of the mortgages described on the attached Schedule A, inclusive of the mortgage (the "Mortgage",) dated the date hereof, intended to secure the Note given Lender the date hereof evidencing an indebtedness of \$_____.

By reason of the possible addition to the principal indebtedness of accrued interest the aggregate principal indebtedness specified in the Mortgage includes \$_____ of such accrued interest, which, together with the principal advanced of \$_____, for a total of \$_____ is the maximum amount secured at the execution of the Mortgage and which under any contingency may be secured thereby at any time thereafter. The amount tendered with the recordation of the Mortgage includes the sum of \$_____ constituting a mortgage recording tax on such conditional additional indebtedness.

WHEREOF, deponent respectfully requests that the Mortgage be recorded upon payment of \$_____ mortgage tax thereon.

Sworn to before me this
_____- day of _____, 20____



First American
Title Insurance Company
of New York